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COMMISSIONER FOR PATENT
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/092,662 | 03/06/2002 | Masashi Yano | 16869N -045500US |

20350
TOWNSEND AND TOWNSEND AND CREW, LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834

**CONFIRMATION NO. 38:****FORMALITIES LETTER**

OC000000007834748

Date Mailed: 04/09/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Robert J. Lucas
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

07/26/2002 10:00:01 001001 301436 10093212

01 501.05 100.00 0.00



Please type a plus sign (+) inside this box →

#3 VB
Approved for use through 10/31/2002, OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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PTO/SB/21 (08-00)

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

10/092,662

Filing Date

March 6, 2002

First Named Inventor

Yano, Masashi

Group Art Unit

Examiner Name

Attorney Docket Number

16869N-045500US

| ENCLOSURES (check all that apply) | | |
|--|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input checked="" type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Declaration/Power of Attorney 2. Copy Notice 3. Supplemental ADS 4. Return Postcard |
| Remarks | | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. |
| Pursuant to the Notice to File Missing Parts of Nonprovisional Application, dated April 9, 2002, the enclosures listed on this sheet are to be made of record in the above-identified case. | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | |
|--------------------------|---|--|
| Firm and Individual name | Townsend and Townsend and Crew LLP Mark D. Barrish | |
| Signature | | |
| Date | July 9, 2002 | |
| Reg. No. 36,443 | | |

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

July 9, 2002

| | | |
|-----------------------|---------------------|------|
| Typed or printed name | Margaret K. Stephan | |
| Signature | | Date |
| | July 9, 2002 | |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.
PA 3234658 v1

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O P E R A T I O N
JUL 17 2002
FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

PATENT & TRADEMARK OFFICE

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

280

| Complete If Known | |
|----------------------|-----------------|
| Application Number | 10/092,662 |
| Filing Date | March 6, 2002 |
| First Named Inventor | Yano, Masashi |
| Examiner Name | |
| Group Art Unit | |
| Attorney Docket No | 16869N-045500US |

COPY OF PAPERS
ORIGINALLY FILED

METHOD OF PAYMENT (check all that apply)

Check Credit Card MoneyOrder Other None

 Deposit Account:Deposit Account Number
20-1430Deposit Account Name
Townsend and Townsend and Crew LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity |
|--------------|--------------|
| Fee Code | Fee Code |
| 101 740 | 201 370 |
| 106 330 | 206 165 |
| 107 510 | 207 255 |
| 108 740 | 208 370 |
| 114 160 | 214 80 |

Fee Description

Fee Paid

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Large Entity | Small Entity | Fee from below | | |
|--------------------|--------------|----------------|---|----------|
| | | Extra Claims | | Fee Paid |
| Total Claims | | -20** | = | |
| Independent Claims | | -3** | = | |
| Multiple Dependent | | | X | |

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|---------------------|----------|------------|----------|--|----------|
| 105 130 | | 205 65 | | Surcharge - late filing fee or oath | 130 |
| 127 50 | | 227 25 | | Surcharge - late provisional filing fee or cover sheet | |
| 139 130 | | 139 130 | | Non-English specification | |
| 147 2,520 | | 147 2,520 | | For filing a request for reexamination | |
| 112 920* | | 112 920* | | Requesting publication of SIR prior to Examiner action | |
| 113 1,840* | | 113 1,840* | | Requesting publication of SIR after Examiner action | |
| 115 110 | | 215 55 | | Extension for reply within first month | 110 |
| 116 400 | | 216 200 | | Extension for reply within second month | |
| 117 920 | | 217 460 | | Extension for reply within third month | |
| 118 1,440 | | 218 720 | | Extension for reply within fourth month | |
| 128 1,960 | | 228 980 | | Extension for reply within fifth month | |
| 119 320 | | 219 160 | | Notice of Appeal | |
| 120 320 | | 220 160 | | Filing a brief in support of an appeal | |
| 121 280 | | 221 140 | | Request for oral hearing | |
| 138 1,510 | | 138 1,510 | | Petition to Institute a public use proceeding | |
| 140 110 | | 240 55 | | Petition to revive - unavoidable | |
| 141 1,280 | | 241 640 | | Petition to revive - unintentional | |
| 142 1,280 | | 242 640 | | Utility issue fee (or reissue) | |
| 143 460 | | 243 230 | | Design issue fee | |
| 144 620 | | 244 310 | | Plant issue fee | |
| 122 130 | | 122 130 | | Petitions to the Commissioner | |
| 123 50 | | 123 50 | | Petitions related to provisional applications | |
| 126 180 | | 126 180 | | Submission of Information Disclosure Stmt | |
| 581 40 | | 581 40 | | Recording each patent assignment per property (times number of properties) | 40 |
| 146 740 | | 246 370 | | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 740 | | 249 370 | | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 740 | | 279 370 | | Request for Continued Examination (RCE) | |
| 169 900 | | 169 900 | | Request for expedited examination of a design application | |
| Other fee (specify) | | | | | |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$280)

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|------------------------|-----------------------------------|--------|-----------|--------------|
| Name (Print/Type) | Mark D. Barrish | Registration No. (Attorney/Agent) | 36,443 | Telephone | 650-328-2400 |
| Signature | <i>Mark D. Barrish</i> | | | Date | July 9, 2002 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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